

महाराष्ट्र प्रादेशिक नियोजन व नगर रचना अधिनियम, १९६८
बृहन्मुंबई शहराच्या जी / सांकेतिक विभागाच्या सुधारीत विकास
योजनेत कराव्याच्या फेरबदलाची अधिसूचना.

महाराष्ट्र शासन,
नगर विकास विभाग,
शासन निर्णय क्रमांक: टिपीबी-४३०६/१११२/प्र.क्र. २२८/२००७/नवि-११
मंत्रालय, मुंबई: ४०० ०३२, दिनांक: ४ डिसेंबर, २००८.

शासन निर्णय:- सोबतची अधिसूचना राज्य शासनाच्या साधारण राजपत्रात प्रसिद्ध करण्यात यावी.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नांवाने,

१०८८

(अभिराज शिरकर)

अवर सचिव, महाराष्ट्र शासन.

प्रति,

मुख्य कार्यकारी अधिकारी, झोपडपट्टी पुनर्वसन प्राधिकरण, गृहनिर्माण भवन, वांद्रे (पूर्व), मुंबई.
सचिव, गृहनिर्माण विभाग, मंत्रालय, मुंबई.

आयुक्त, बृहन्मुंबई महानगरपालिका, मुंबई.

महानगर आयुक्त, मुंबई महानगर प्रदेश विकास प्राधिकरण, वांद्रे (पूर्व), मुंबई-४०० ०५१.

संचालक, नगर रचना, महाराष्ट्र राज्य, पुणे.

उपसंचालक, नगर रचना, बृहन्मुंबई, मुंबई.

उप सचिव, नगर रचना, मंत्रालय, मुंबई.

प्रमुख अधियंता (वि.यो.), बृहन्मुंबई महानगरपालिका, मुंबई.

व्यवस्थापक, शासकीय मध्यवर्ती मुद्रणालय, चर्नीरोड, मुंबई.

(त्यांना विनंती करण्यात येते की, सोबतची अधिसूचना महाराष्ट्र शासनाचे साधारण राजपत्रात भाग-१ मध्ये प्रसिद्ध करण्यात येवून त्याच्या प्रत्येकी ३५ प्रती नगर विकास विभाग, (नवि-११), मंत्रालय, मुंबई-३२ व उप संचालक, नगर रचना, बृहन्मुंबई, इन्साहटमेंट, आझाद मैदान, मुंबई-१ यांना पाठविण्यांत याव्यात.)

✓अधिकारी (संगणक कक्ष) (नवि-२९), नगर विकास विभाग, मंत्रालय, मुंबई ४०० ०३२.

(त्यांना विनंती करण्यात येते की, ग्रन्तीतर्फी अधिसूचना विभागाच्या वेबसाईटवर प्रदर्शित करण्याबाबत आवश्यक ती मार्गावाही करावी)
निवडनस्ती (नवि-११).

Maharashtra Regional & Town Planning Act, 1966.

- Sanction to modification to Development Plan of G/S Ward under section 37(2) of ...

**GOVERNMENT OF MAHARASHTRA
Urban Development Department**

Mantralaya, Mumbai 400 032.

Date 4th December, 2008.

NOTIFICATION

No. TPB 4306/1112/CR-228/07/UD-11:

Whereas, the Development Plan of "G/S Ward of Greater Mumbai" (hereinafter referred to as "the said Plan") has been sanctioned by the Government vide Urban Development Department's Notification No. TPB 4391/2424/UD-11(RDP) dated 20/12/1991 under section 31 of the Maharashtra Regional and Town Planning Act, 1966 (hereinafter referred to as "the said Act") to come into force with effect from 30/1/1992;

And whereas, the Government of Maharashtra vide Urban Development Department's Notification No. DCR 1095/1209/CR-273/95/UD-11, dated 15th October, 1997 appearing in Maharashtra Government Gazette, dated 15th October, 1997 at pages 104 to 153-A has sanctioned the modification to the Development Control Regulation Nos. 33(10) & 33(14) (hereinafter referred to as "the said Regulations") for implementation of Slum Rehabilitation Scheme as a part of the Final Development Plan for Gr. Mumbai and which Notification came into force from dated 15th October, 1997;

And whereas, the Government of Maharashtra vide Notification of Housing and Special Assistance Department No. SHM-1095/CR-37/Housing Cell, dated 16th December, 1995 has appointed "Slum Rehabilitation Authority (hereinafter referred to as "the said Authority") under the provisions of section 3-A of the Maharashtra Slum Area (Improvement, Clearance and Redevelopment) Act, 1971 for the Slum Rehabilitation Areas within the territorial limits of Gr. Mumbai;

And whereas, according to the provisions of Chapter III of the Maharashtra Regional and Town Planning (Amendment) Act, 1995, the said Authority has been declared to be the "Planning Authority" for the purpose of implementation of Slum Rehabilitation Scheme in Gr. Mumbai and has been empowered to initiate modification to the sanctioned Development Plan of Gr. Mumbai under the provisions of section 37(2) of section 37 of the Maharashtra Regional & Town Planning Act, 1966 (hereinafter referred to as "the said Act") and to submit the same to State Government for approval;

And whereas, the lands bearing C.S. Nos. 286(pt), 793(pt) and 913 and 1629(pt) of Lower Parel Division (hereinafter referred to as "the said lands") are Declared/Censused Slum Areas and this slum is popularly known as Gopal Nagar, Udyog Nagar, Hanuman Nagar, Tilak Ngar, etc. Slum Colony (hereinafter referred to as "the said Slum");

And whereas, the slum dwellers of said slum have proposed to form their Co-operative Housing Society known as Mahalaxmi Co-operative Housing Society and accordingly proposed redevelopment of the said land by implementing Slum Rehabilitation Scheme as per the provisions of the said Regulations 33(10) as amended from time to time;

And whereas, the Government of Maharashtra vide Urban Development Department's Notification No. TPB 4304/1403/CR-205/04/UD-11 dated 5th July, 2005 has sanctioned modifications in respect of Development Plan of G/S ward reducing the width of the 39.55 mt. wide proposed Development Plan Road connecting Dr. A.B. Road and N.M. Joshi Marg to 22.80 mt. width;

And whereas, substantial portion of the said land is affected by proposed 24.40 mt. wide Development Plan Road (hereinafter referred to as "the said Development Plan Road") in the tract located between existing "Pandurang Budhkar Marg" and aforesaid proposed 22.80 mt. wide Development Plan Road (which is connecting Dr. Annie Besant Road and N.M. Joshi Marg), thereby causing hardship in implementation of the Slum Rehabilitation Scheme due to severe planning constraints;

And whereas, in order to uphold the right of all eligible slum dwellers for in-situ Rehabilitation as per contents of clause 1.3 under Appendix IV of DCR 33(10), the said Authority found it necessary to reduce the width of said 24.40 mt. wide proposed Development Plan Road to 12.20 mt. width;

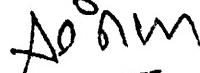
And whereas, the said Authority, after completing the legal procedure laid down in section 37(1B) of the said Act, has submitted the modification proposal for reduction of width of Development Plan Road from 24.40 mt. to 12.20 mt. width, vide its letter No. SRA/ADTP/modification/2008/265 dated 19/6/08 (hereinafter referred to as the "said modification proposal");

And whereas, after consulting Director of Town Planning, views of Traffic Department of Mumbai Municipal Corporation and Mumbai Regional Development Authority, Govt. is of the opinion to sanction the said modification proposal with some changes;

Now therefore in exercise of powers vested under section 37(2) of the said Act Govt. sanctions the modification as specifically described below:

- A) i) The width of the proposed 24.40 mt. wide D.P. Road connecting existing Pandurang Budhkar Marg & proposed 22.80 mt. wide D.P. Road (which is connecting existing Dr. Annie Besant Road and N.M. Joshi Marg) in the Development Plan of G/S Ward shall be reduced from 24.40 mt. to 12.20 mt.
- ii) The Municipal Corporation of Gr. Mumbai shall ensure proper access to the reservation of Recreation Ground adjoining to above D.P. Road.
- B) The above modification is sanctioned subject to following conditions:
- i) The encroachment on the alignment of this proposed road shall be cleared by Slum Rehabilitation Authority by providing alternative accommodation.
- ii) The covering of the drainage channel shall be done as per the modified road alignment and requirements of SWD Deptt. of MCGM by the Developer.
- C) Fixes the date on which the said modification is published in the official gazette, as the date on which modification shall come into force.
- D) Directs the said Corporation that, in the schedule of modification appended to the notification sanctioning the said Development Plan, after last entry of schedule of modification, the above entry (A) shall be added.

By order and in the name of Governor of Maharashtra,



(Abhiraj Girkar)
Under Secretary to Government.

Note:- This notification is also available on Government web site
www.urban.maharashtra.gov.in